

THE NON-FLOOD PROTECTION ASSET MANAGEMENT AUTHORITY  
MINUTES OF THE FULL BOARD MEETING  
THURSDAY, OCTOBER 20, 2011 – 5:30 P.M.

The regular monthly meeting of the Board of the Non-Flood Protection Asset Management Authority of the Orleans Levee District was held on Thursday, October 20, 2011 at 5:30 P.M., in the Lake Vista Community Center, 2<sup>nd</sup> Floor, 6500 Spanish Fort Blvd., New Orleans, Louisiana after due legal notice of the meeting was sent to each Board member, the news media, and a copy of the call was posted.

Chairman Lupo called the meeting to order at 5:39 p.m. and led in the Pledge of Allegiance.

The roll was called and a quorum was present.

**PRESENT:**

Chairman Robert E. Smith Lupo  
Vice Chairman Joe Hassinger  
Secretary Greg Ernst  
Commissioner Romona Baudy  
Commissioner Wilma Heaton  
Commissioner Michael Bridges  
Commissioner Stanley Brien  
Commissioner Carlton Dufrechou  
Commissioner John Trask  
Commissioner Darrel Saizan  
Commissioner Pearl Cantrelle  
Commissioner Patrick DeRouen

**ABSENT:**

Commissioner William Hoffman

**STAFF:**

Louis Capo, Executive Director  
Sharon Martiny, Non-Flood  
Dawn Wagener, Non-Flood  
Fred Pruitt, Airport Director  
Charles Dixon, Marina Manager

**ALSO PRESENT:**

Gerard Metzger  
Steve Nelson  
Wesley Mills  
Walter Baudier  
Alton Davis  
John Davis  
Ann Duffy  
Kevin Gray  
Randy Maddox  
Bruce Lelony  
Ryan Koenig  
Thomas Gaffrey  
Jay Taffet

**ADOPT AGENDA**

Commissioner DeRouen offered a motion to adopt the Agenda, seconded by Commissioner Trask and unanimously adopted.

**APPROVAL OF PRIOR MINUTES**

Commissioner DeRouen offered a motion to approve the minutes of the Board meeting held September 22, 2011, seconded by Commissioner Baudy and unanimously adopted.

### **REPORT BY EXECUTIVE DIRECTOR**

Mr. Capo informed the Board members of the bus tour scheduled for October 29, 2011 at 9:00 a.m. The bus will depart from the Lake Vista Community Center and make a stop at each of the properties. The tour will take approximately 3 hours.

Mr. Capo advised of the discussions regarding a marketing/informational consultant. An RFQ will be put together and it is anticipated this will be completed for the Finance Committee meeting scheduled for November 3, 2011.

The Flood side informed that Lakeshore Drive will not be cleaned until the beginning of next week. The area between Shelter #1 and Marconi will be closed this weekend along with the area between Franklin Avenue and Shelter #4 although Marconi to Franklin Avenue will remain open. Chairman Lupo advised of a meeting scheduled with Chairman Lupo and the Executive Director of the Flood Side regarding coordinating cleanups on Lakeshore Drive.

### **PRESENTATIONS**

#### **1) Mr. Bill Coffee, Executive Director, Employment Development Services (EDS)**

EDS has been maintaining the grounds for the Levee District since 2007 with the direct work being performed by the ARC of Greater New Orleans. The ARC was selected by the Division of Administration as the service provider under legislation enacted in 1984 wherein a state entity can engage in an agreement with the centers set up in order to serve citizens with disabilities. The no bid process is incentive to encourage agencies to utilize these services. EDS was formed as a direct result of that legislation designed to implement that law. Within EDS are centers around the state that perform services ranging from janitorial to grounds maintenance. EDS is successful in getting work opportunities for people with severe disabilities who have the capacity to be utilized to serve the community and for those individuals to earn a meaningful wage. These individuals become government contributors through taxes, reduction of SSI and food stamps. In the Orleans and Jefferson area past year earnings for employees amounted to approximately \$800,000. State-wide there are close to 1,500 individuals engaged in work with governmental entities through this program. Mr. Coffee requested the Authority keep this workforce that is presently engaged in grounds maintenance. The agreements are flexible and can be modified depending on what your needs are by a phone call.

Mr. Coffee noted other state agencies that utilize EDS include various departments within the Department of Transportation, the Dept. of Health & Hospitals and a number of those clinics that they operate, the health units and a lot of janitorial for the State Building and surrounding grounds, the Supreme Court Building and the District Attorney's office in Jefferson Parish. City Park is another large contract that includes janitorial services and grounds maintenance. There is a wide array of agencies that use our services and the entities which we serve seem to be pleased with the services. EDS insures the quality of the work that is being done.

Commissioner Bridges noted the ARC did work for the Dept. of Transportation who contracts out the grass cutting because there is not enough staff to do it. The ARC also has a big contract for all of the landscaping and grounds around the Crescent City Connection.

Commissioner Hassinger commented that the grass looks great and requested the grass cutters make sure the trash on the grass is picked up before the grass is cut. The area does look well maintained. There are several trash cans that are busted up or folded in half and compressed which I ask the crew to get rid of. Overall, the area is well maintained and the crew is doing a good job.

Chairman Lupo noted for the record that it was important for the Board to understand who is currently doing this work as this Authority received \$700,000 dedicated to the work this company is performing.

**2) Mr. Louis Capo – Executive Director**

Mr. Capo informed that an RFQ will be presented to the Finance Committee on a marketing and informational consultant for all of the properties. Chairman Lupo noted that this RFQ was to address the many requests for information from television stations and newspapers regarding present activity with the Marina and Airport renovations along with the upcoming events along Lakeshore Drive. The Authority does not have staff or expertise to provide information in a way that relays a message on what this Authority is doing. Commissioner Saizan added that the Authority has quite a story to tell about bringing the Airport back. We had the presentation from Mark Romig with the upcoming 1812 event. Mr. Romig requested a list of what the Authority wanted to do with the buildings at South Shore Harbor to see if the Navy Seabees can do this gratis in preparation for the event. I would like a full documentary regarding the Airport and Marina because a lot of people don't understand what the Authority is trying to do. This Authority is fighting to bring Lakefront Airport back and needs assistance telling the story. Chairman Lupo stated that people in this community don't really understand what is going on at Lakefront Airport and what transpired after the storm. The Authority has to make sure the community is educated on Airport issues.

**COMMITTEE REPORTS**

**Airport Committee**

Commissioner Saizan stated that the issues for the Airport will be handled under New Business. There are also some items which will be added to the Agenda.

**Nominating Committee**

Commissioner Trask stated that the Nomination Committee decided that it would be wise to keep the current set of officers for another term. Chairman Lupo, Vice-Chairman Hassinger and Secretary Ernst were the recommendations to the Full Board. Mr. Metzger stated that the Management Authority already voted on that at the last meeting and the officers were elected.

**Recreation/Subdivision Obligation Committee**

There was no Recreation/Subdivision Obligation Committee meeting. Commissioner Hassinger questioned the status of the fountain at Paris Avenue and Lakeshore Drive. Mr. Capo informed that DEI will do an inspection of the fountain. There is some indication that the pool of the fountain has cracks which is causing the fountain to leak. The fountain may need more extensive work as the lighting, pumps and a lot of the infrastructure and mechanics of the fountain are very old. Mr. Capo recommended not spending \$10,000 on painting the fountain until the fountain is inspected.

**Legal Committee**

Commissioner Ernst stated that there is a resolution which will address the amended By-Laws.

**Finance Committee**

Finance Committee resolutions will be addressed.

**NEW BUSINESS**

**Motion No. 01-102011**

This motion is to authorize procurement of automobile insurance for the 2011-2012 policy term with QBE Specialty Insurance Company through Morrison Insurance Agency in the amount of \$34,134.45. Mr. Capo advised that this policy expires on November 1, 2011. This is not aligned with the property insurance although the plan is to get all of the insurances to expire on June 30<sup>th</sup> with the exception of flood insurance.

Mr. Maddox stated the way to get this done is a simple request made to write the policy for June 30<sup>th</sup>. There will be an annual policy and a cancellation will be done along with a re-write at that time which will be done on a pro-rata basis so there is no penalty. This policy is written on 24 vehicles.

Motion No. 01-102011 by Commissioner Saizan was seconded by Commissioner DeRouen. Commissioner Hassinger abstained from the vote. This motion was adopted as follows:

**MOTION: 01-102011**  
**RESOLUTION: 01-102011**  
**BY: COMMISSIONER SAIZAN**  
**SECONDED BY: COMMISSIONER DEROUEN**

October 20, 2011

**RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority (the “Management Authority”) was established by Act 1014 of 2010 by the Louisiana Legislature, effective August 15, 2010, and is the governing authority of the non-flood assets of the Orleans Levee District (“District);

**WHEREAS**, the Automobile Liability Policy for the vehicles owned by the Authority are due for renewal on November 1, 2011;

**WHEREAS**, Morrison Insurance Agency is the incumbent Agent for the Authority;

**WHEREAS**, at the QBE Specialty Insurance Company is the incumbent Insurance company and is an admitted carrier in the State of Louisiana with a Best Rate of AX by A.M. Best Rating Services;

**WHEREAS**, the Finance Committee of the management Authority has reviewed this matter and has recommended approval of this Resolution to the Management Authority; and,

**WHEREAS**, it is in the best interest of the Authority to authorize Morrison Insurance Agency to procure the above mentioned insurance coverage in the amount of \$34,134.45 with funds contained in the FY 2011 budget, in accordance with the provisions set forth in this resolution;

**BE IT HEREBY RESOLVED**, that the Authority authorizes Morrison Insurance Agency to procure the above mentioned insurance coverage in the amount of \$34,134.45 with funds contained in the FY 2011 budget, in accordance with the provision set forth above in this resolution.

**BE IT FURTHER RESOLVED**, that the Authority Chairman or Executive Director be and is hereby authorized to sign any and all documents necessary to carry out the above.

**AYES: LUPO, ERNST, BAUDY, BRIDGES, BRIEN, DUFRECHOU, TRASK, SAIZAN, CANTRELLE, DEROUEN**

**NAYS:**

**ABSTAIN: HASSINGER**

**ABSENT: HOFFMAN, HEATON**

**RESOLUTION ADOPTED: YES**

**Motion No. 02-102011**

This motion is to ratify the contract with Durr Heavy Construction for \$74,511 for the base bid and \$8,154 for the completion of alternate 1(if needed) to repair a sink hole on the Airport apron in front of the Flightline First FBO. This is for removal and replacement of 9 concrete panels on the leasehold of Flightline Ground. Chairman Lupo informed this was brought to the Airport Committee as an emergency to address a situation where the FBO could not operate. There was a coordination issue with Bastian-Mitchell about to begin construction and the current FBO having somewhere to put their planes.

Mr. Pruitt noted that the panels were removed and the form-up process was underway. The concrete will soon be poured and will take approximately two weeks to cure. The heavy equipment and the concrete is out so the tenant can use the area as he is not impacted nearly as much as in the beginning. Chairman Lupo noted for the record that the tenant wrote a letter stating that he found fault with the fact that the work was being

done. This is work being done so their operation can carry on. The attorney also wrote the FAA representative that the contractor had walked off of the job at the terminal; not that asbestos was found, we are moving forward and there is a contract signed to fix it.

Mr. Capo informed that in awarding the bid public bid law procedures were followed. An RFP was issued and the lowest responsible bidder was chosen. Chairman Lupo added that we did not have time to wait for another full Board meeting to move this along.

Motion No. 02-102011 by Commissioner Saizan, seconded by Commissioner DeRouen was unanimously adopted to wit:

**MOTION: 02-102011**  
**RESOLUTION: 02-102011**  
**BY: COMMISSIONER SAIZAN**  
**SECONDED: COMMISSIONER DEROUEN**

**October 20, 2011**

**RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority (“Management Authority”) was established by Act 1014 of 2010 by the Louisiana Legislature effective August 15, 2010 as the governing authority of the non-flood assets of Orleans Levee District (“District”) and is an agency of the State of Louisiana placed within the Louisiana Department of Transportation and Development, as provided under Title 36, Section 801.1 (A) of the Louisiana Revised Statutes;

**WHEREAS**, the New Orleans Lakefront Airport (“Airport”) is one of the non-flood assets of the District under the management and control of the Management Authority;

**WHEREAS**, a sink hole developed on the leasehold of Flightline Ground, Inc., which operates a fixed based operation at the Airport, and as a result nine concrete panels had to be immediately repaired in order to maintain ingress and egress for air traffic to the leasehold of Flightline Ground, Inc.;

**WHEREAS**, the Executive Director of the Management Authority solicited quotes from contractors for this work as required under the Louisiana Public Bid Law;

**WHEREAS**, the lowest quote for the work was submitted by Durr Heavy Construction, L.L.C. for the price of \$74,511.00 for the base bid and \$8,154.00 for completion of Alternate 1;

**WHEREAS**, after consulting with members of the Management Authority, the Executive Director was instructed to sign an agreement for these repairs with Durr Heavy Construction, L.L.C.;

**WHEREAS**, the Executive Director made a report to the Airport Committee of the Management Authority at its regularly scheduled monthly meeting held on October 4, 2011 on the contract executed for the repair work with Durr Heavy Construction, L.L.C., which after consideration voted to recommend to the Management Authority that the contract by Durr Heavy Construction, L.L.C. be approved and ratified by the Management Authority; and,

**WHEREAS**, the Management Authority after considering the recommendation of the Airport Committee resolved that it is in the best interest of the Orleans Levee District to approve and ratify the contract with Durr Heavy Construction, L.L.C.

**BE IT HEREBY RESOLVED**, that the Management Authority approves and ratifies the contract entered into with Durr Heavy Construction, L.L.C. for the removal and replacement of nine concrete panels on the leasehold Flightline Ground, Inc. at the New Orleans Lakefront Airport; and,

**BE IT FURTHER RESOLVED**, that the Management Authority Chairman or Executive Director be and is hereby authorized to execute any and all documents necessary to accomplish the above.

**AYES: LUPO, HASSINGER, ERNST, BAUDY, BRIDGES, BRIEN, DUFRECHOU, TRASK, SAIZAN, CANTRELLE, DEROUEN**

**NAYS:**

**ABSTAIN:**

**ABSENT: HOFFMAN, HEATON**

**RESOLUTION ADOPTED: YES**

**Motion No. 03-102011**

Chairman Lupo noted for the record that Motion No. 03-102011 has been removed from the Agenda as this is presently under discussion between the architect and management. Rather than move forward on this, the architect has agreed that he would be in agreement with tabling Motion No. 03-102011. Commissioner Hassinger moved to table Motion No 03-102011, seconded by Commissioner Trask and unanimously agreed by the Board.

**Motion No. 04-102011**

This motion is to approve Richard C. Lambert's supplemental agreement in connection with the Bastian-Mitchell Hangar providing a not to exceed fee of \$15,129.08 to cover the costs of providing additional copies of plans and specifications above the number specified in the agreement. Mr. Nelson informed that 15 sets of contract documents were specified in the contract but the architect was asked to provide additional sets of documents for FEMA.

Motion No. 04-102011 by Commissioner Hassinger, seconded by Commissioner Saizan was unanimously adopted to wit:

**MOTION:**                   **04-102011**  
**RESOLUTION:**       **03-102011**  
**BY:**                       **COMMISSIONER HASSINGER**  
**SECONDED BY:**       **COMMISSIONER SAIZAN**

October 20, 2011

**RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority ("Management Authority") was established by Act 1014 of 2010 by the Louisiana Legislature effective August 15, 2010 and is the governing authority of the non-flood assets of the Orleans Levee District ("District"), and an agency of the State of Louisiana placed within the Louisiana Department of Transportation and Development as provided under Title 36, Section 801.1 (A) of the Louisiana Revised Statutes;

**WHEREAS**, the Management Authority is the successor of the former Board of Commissioners of the Orleans Levee District and of the Division of Administration, State of Louisiana, which previously managed the non-flood assets of the Orleans Levee District;

**WHEREAS**, the New Orleans Lakefront Airport ("Airport") is one of the non-flood assets of the District under the management and control of the Management Authority;

**WHEREAS**, the former Board of Commissioners of the Orleans Levee District and Richard C. Lambert Consultants, LLC, ("Consultant") entered into an Agreement on the 26<sup>th</sup> day of May, 2006 for Consultant to provide professional services at the Airport, including in connection with the Bastian and Mitchell Hangars ("Agreement");

**WHEREAS**, the Agreement was extended on the 12<sup>th</sup> day of December, 2010, by Resolution 1-111810 of the Management Authority, until the December 31, 2011;

**WHEREAS**, the Agreement required that the Consultant provide fifteen (15) copies of the approved plans and specifications for bidding purposes;

**WHEREAS**, the Consultant provided additional plans and specifications over the number required under the Agreement and paid the necessary postage and for the additional copies of the plans and specifications to complete the design and bidding processes, totaling \$20,033.49, as shown on the attached Exhibit "A";

**WHEREAS**, the Consultant deducted the costs associated with providing the required fifteen (15) copies of plans and specifications under the terms of the Agreement, totaling \$4,904.41, as shown on the attached Exhibit "A".

**WHEREAS**, the Consultant requested reimbursement of the sum of \$15,129.08 to cover the cost associated with postage and providing additional copies of the plans and specifications above the number specified in the Agreement, as shown on attached Exhibit “A”;

**WHEREAS**, in accordance with the provisions of the Agreement under Article 4, Section 4.2.9 SPECIAL SERVICES, the Consultant is entitled to be compensated for “Additional copies of reports, plans, specifications and documents above the number specified”; and,

**BE IT HEREBY RESOLVED**, that the Management Authority approves a Supplement Agreement with Richard C. Lambert Consultants, LLC providing a Not to Exceed Fee of \$15,129.08 to cover the costs associated with postage and providing additional copies of the plans and specifications above the number specified in the Agreement, as shown on the attached Exhibit “A,” with all other terms and conditions of the Agreement to remain the same.

**BE IT FURTHER RESOLVED**, that the Management Authority Chairman or Executive Director be and is hereby authorized to execute any and all documents necessary to accomplish the above.

**AYES:** LUPO, HASSINGER, ERNST, BAUDY, BRIDGES, BRIEN, DUFRECHOU, TRASK,  
SAIZAN, CANTRELLE, DEROUEN

**NAYS:**

**ABSTAIN:**

**ABSENT:** HOFFMAN, HEATON

**RESOLUTION ADOPTED:** YES

### **Motion No. 05-102011**

This motion is to enter into a contract with URS Corporation to evaluate and determine if the Point Building at South Shore Harbor can be renovated or must be demolished. Chairman Lupo added that we have entered into contracts to do a structural analysis of the Bally’s Terminal Building. We were under the impression that the Point Building was in good condition but after a cursory examination there were prominent problems brought to the attention of staff. The Authority can’t move forward without knowing if this is a structurally sound building. The cost of this analysis is \$49,957. There is demolition involved with this analysis that involves opening up the building to see what is going on along with the structural analysis and the review of the structural analysis.

The Counselors of Real Estate suggested the Point Building be turned into a small café because of the location which fits into the plan of how to get South Shore Harbor back up and running. Mr. Capo stated that at some point in the next quarter there is going to be another budget revision. The budget revisions for tonight shows some increase in the revenues that we have identified. If there is no increase in revenues, the future budget revisions will have to come from the Bally’s settlement which is \$1.9 million at this point.

Motion No. 05-102011 by Commissioner Hassinger, seconded by Commissioner Saizan was unanimously adopted to wit:

**MOTION:** 05-102011

**RESOLUTION:** 04-102011

**BY:** COMMISSIONER HASSINGER

**SECONDED BY:** COMMISSIONER SAIZAN

October 20, 2011

### **RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority (the “Management Authority”) was established by Act 1014 of 2010 by the Louisiana Legislature, effective August 15, 2010, and is the governing authority of the non-flood assets of the Orleans Levee District (“District”);

**WHEREAS**, South Shore Harbor located on Lake Pontchartrain in the City of New Orleans is one of the non-flood assets of the Orleans Levee District managed by the Management Authority;

**WHEREAS**, the Management Authority issued a Request for Qualifications (“RFQ”), Project No. 9560200-2, for an engineering consultant to perform a structural engineering evaluation of the former

Bally's Terminal Building, which was damaged by Hurricane Katrina, to determine whether this facility should be renovated or demolished (the "Project");

**WHEREAS**, responses to the RFQ were received, and URS Corporation, a professional engineering firm, was selected by the Commercial Real Estate Committee of the Management Authority for recommendation to the Management Authority to provide the engineering services for the Project;

**WHEREAS**, it has come to the attention of the Management Authority that it will need similar professional services to evaluate and determine whether the Point Building located in South Shore Harbor, which was also damaged by Hurricane Katrina, can be renovated or must be demolished;

**WHEREAS**, as provided under Louisiana law, this professional services contract is subject to approval by the Louisiana Department of Civil Service; and,

**WHEREAS**, the Management Authority considers it to be in the best interest of the District to approve a Professional Services Contract with URS for a structural engineering evaluation of the Point Building located in South Shore Harbor;

**BE IT HEREBY RESOLVED**, that the Management Authority approves a Professional Services Contract with URS for a structural engineering evaluation of the Point Building located in South Shore Harbor.

**BE IT FURTHER RESOLVED**, that the Management Authority Chairman or Executive Director be and is hereby authorized to sign any and all other documents to carry out the above.

**AYES:** LUPO, HASSINGER, ERNST, BAUDY, BRIDGES, BRIEN, DUFRECHOU, TRASK, SAIZAN, CANTRELLE, DEROUEN

**NAYS:**

**ABSTAIN:**

**ABSENT:** HOFFMAN, HEATON

**RESOLUTION ADOPTED:** YES

### **Motion No. 06-102011**

This is a motion is for approval for the State of Louisiana, Department of Transportation and Development, Division of Aviation's Capital Improvement Program (CIP) funding for Airport projects for the upcoming year. Mr. Pruitt advised that in order to move forward with AIP/CIP funding this document must be in place. Currently, we are waiting on the Attorney General's opinion to move forward with the AIP federal money for future planned projects. Chairman Lupo noted that this motion authorizes that the paperwork be submitted so the Authority could be in line when funding becomes available.

Motion No. 06-102011 by Commissioner Hassinger, seconded by Commissioner Saizan was unanimously adopted to wit:

**MOTION:** 06-102011

**RESOLUTION:** 05-102011

**BY:** COMMISSIONER SAIZAN

**SECONDED BY:** COMMISSIONER HASSINGER

October 20, 2011

### **RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority ("Management Authority") was established by Act 1014 of 2010 by the Louisiana Legislature effective August 15, 2010 as the governing authority of the non-flood assets of the Orleans Levee District ("District"), and is an agency of the State of Louisiana placed within the Louisiana Department of Transportation and Development as provided under Title 36, Section 801.1(A) of the Louisiana Revised Statutes.

**WHEREAS**, the New Orleans Lakefront Airport is one of the non-flood assets of the District under the management and control of the Management Authority;

**WHEREAS**, Title 2 of the Louisiana Revised Statutes of 1950 provides that cities, towns, parishes, and other political subdivisions of the State may separately or jointly acquire, establish,

construct, expand, own, lease, control, equip, improve, maintain, operate, regulate, and police airports and landing fields for the use of aircraft; and,

**WHEREAS**, the State of Louisiana, Department of Transportation and Development, Division of Aviation (formerly the LA DOTD-OAPT) is charged by Title 2 with the responsibility for the development of aviation facilities within the State to foster air commerce and to safeguard the interests of those engaged in all phases of the aviation industry and of the general public; and,

**WHEREAS**, the Non-Flood Protection Asset Management Authority (hereinafter referred to as "Sponsor"), has completed an FAA and DOTD approved Master Plan, Action Plan, and/or Airport Layout Plan which outlines the specific future development of the New Orleans Lakefront Airport; and, the Sponsor is desirous of implementing a portion of the approved Plan recommendations which provide for the critically needed improvements as stated below to substantially improve the safety and usability of the Airport, but does not have sufficient funds of its own required for completing the needed improvements; and,

**WHEREAS**, the LA DOTD, Division of Aviation is authorized by Title 2 to expend funds for the construction or enlargement of airports for the safety and advancement of aeronautics;

**NOW, THEREFORE, BE IT RESOLVED:**

#### **SECTION I**

That the Sponsor does hereby formally request that the LA DOTD, Division of Aviation provide funds required to complete the airport improvements at the New Orleans Lakefront Airport specifically as described in the Capital Improvement Program Application for State Financial Assistance dated October 20, 2011:

#### **SECTION II**

That the said LA DOTD, Division of Aviation be and is hereby assured that all necessary servitudes, rights-of-way, rights of ingress and egress and means thereof will be furnished by the Sponsor and the titles thereto will be valid and indefeasible, and that the Sponsor will assume ownership, financial reporting, and complete responsibility for the maintenance and upkeep of the airport after completion of said improvement.

#### **SECTION III**

That the Sponsor will save and hold the said LA DOTD, Division of Aviation, its officers, agents, and employees harmless from any liability or claim for damages arising out of the project including death or injuries to third parties including, but not limited to, liability or claim for damages out of the negligence of said LA DOTD, Division of Aviation, its officers, agents, or employees, and expressly agrees to defend any suit of any nature brought against the LA DOTD, Division of Aviation as a result of this project.

#### **SECTION IV**

That the Executive Director or Management Authority Chairman of the Sponsor be and is hereby authorized and directed to evidence this agreement by affixing his signature at the place provided therefore on this resolution and on subsequent related documents/agreements as required by the rules and regulations of the Federal Aviation Administration and the State of Louisiana and the Clerk is hereby authorized to attest said execution.

#### **SECTION V**

That this resolution shall be in full force and effect from and after its adoption.

The members of the Authority/Commissioners for the Sponsor met in regular session on this date. The aforesaid resolution was offered by Commissioner Saizan and seconded by Commissioner Hassinger.

**BE IT HEREBY FURTHER RESOLVED**, that the Management Authority Chairman or Executive Director be and is hereby authorized to sign any and all documents necessary to carry out the above.

**AYES:** LUPO, HASSINGER, ERNST, BAUDY, BRIDGES, BRIEN, DUFRECHOU, TRASK, SAIZAN, CANTRELLE, DEROUEN

**NAYS:**

**ABSTAIN:**

**ABSENT:** HOFFMAN, HEATON

**RESOLUTION ADOPTED:** YES

**Motion No. 07-102011**

This motion is to request the State of Louisiana Capital Outlay Program fund certain Non-Flood Protection Asset Management Authority projects for the fiscal year 2012-2013. There is a breakdown in the resolution of projects this Authority is requesting Capital Outlay funds from the state. This motion authorizes submission of paperwork to be put in line for projects to potentially be funded.

Motion No. 07-102011 by Commissioner Hassinger, seconded by Commissioner Saizan was unanimously adopted to wit:

**MOTION:** 07-102011

**RESOLUTION:** 06-102011

**BY:** COMMISSIONER HASSINGER

**SECONDED:** COMMISSIONER SAIZAN

October 20, 2011

**RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority (“Management Authority”) was established by Act 1014 of 2010 by the Louisiana Legislature effective August 15, 2010 and is the governing authority of the non-flood assets of Orleans Levee District (“District”), and an agency of the State of Louisiana placed within the Louisiana Department of Transportation and Development as provided under Title 36, Section 801.1 (A) of the Louisiana Revised Statutes;

**WHEREAS**, the State of Louisiana COP funding applications are required to be submitted to Facility Planning and Control by November 1, 2011, with a Resolution requesting sponsor funding; and

**WHEREAS**, the Management Authority requires funding from the COP for various projects.

**BE IT HEREBY RESOLVED**, that the Management Authority by this Resolution formally requests the State of Louisiana COP to fund the following Management Authority projects for Fiscal Year 2012-2013 in the amounts shown:

**LIST OF PROJECTS:**

Lakeshore Drive Levee Crossing (Relocation of Utilities)	\$ 500,000
Lakefront Airport Terminal (Parking Lot Replacement)	\$1,560,000
Lakeshore Drive Fill and Drainage	\$4,476,000
Bulkhead Flood Protection Repair, Phase I (at New Orleans Lakefront Airport, East Side)	\$6,000,000
Bulkhead Flood Protection Repair, Phase II (at New Orleans Lakefront Airport, NE Quadrant)	\$6,000,000

**BE IT HEREBY RESOLVED**, that the Management Authority does hereby certify, in accordance with the State Capital Outlay Act, the following:

1. There is no bond funding, other than State general obligation bond funding, sufficient to fund the above Capital Outlay request.

2. All local options for funding for this Capital Outlay request through taxation, special assessments, loans, bonds, or other resources have been considered and rejected as not being feasible or readily acceptable at this time.
3. There is no revenue source for this non-recurring project appropriation.
4. No surplus and/or unobligated funds are available.

**BE IT FURTHER RESOLVED**, that the Management Authority is committed to providing a local project match to the extent it is economically able to for the amount required/recommended and necessary by the State.

**BE IT FURTHER RESOLVED**, that the Management Authority Chairman or Executive Director is hereby authorized to sign any and all documents necessary to accomplish the above.

**BE IT FURTHER RESOLVED**, that the Management Authority Chairman or Executive Director is hereby authorized and designated to act on behalf of the Management Authority in all matters pertaining to each of the aforementioned Projects for which Capital Outlay funds are being requested including requests for State disbursements.

**AYES:** LUPO, HASSINGER, ERNST, BAUDY, BRIDGES, BRIEN, DUFRECHOU, TRASK, SAIZAN, CANTRELLE, DEROUEN

**NAYS:**

**ABSTAIN:**

**ABSENT:** HOFFMAN, HEATON

**RESOLUTION ADOPTED:** YES

#### **Motion No. 08-102011**

This motion is to approve the fiscal year 2012 budget revisions. An e-mail from Finance Committee Chairman Hoffman included a breakdown showing increases in revenue projected as well as increases in expenditures and what they are related to. The expenditure at South Shore Harbor is for removal of the Bally's passenger walkway which cost approximately \$100,000, promenade repairs costing \$4,500 and the purchase of light poles for \$12,500. The structural engineering analysis for the terminal building is \$83,000. The security is moving security from Orleans Marina to South Shore Harbor. Some security is in-house employees and some is outside vending. The Authority did not want to get rid of the in-house people that everybody knows and is comfortable with so they moved them. The stormwater pollution plan cost approximately \$20,000.

Motion No. 08-102011 by Commissioner Hassinger, seconded by Commissioner Saizan was unanimously adopted to wit:

**MOTION:** 08-102011  
**RESOLUTION:** 07-102011  
**BY:** COMMISSIONER HASSINGER  
**SECONDED BY:** COMMISSIONER SAIZAN

October 20, 2011

#### **RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority (the "Management Authority") was established by Act 1014 of 2010 by the Louisiana Legislature, effective August 15, 2010, as the governing authority of the non-flood assets of the Orleans Levee District ("District") and is an agency of the State of Louisiana placed within the Louisiana Department of Transportation and Development, as provided under Title 36, Section 801.1 (A) of the Louisiana Revised Statutes;

**WHEREAS**, by Resolution 01-032811, the Authority approved the General Operating and Major Maintenance/Capital Improvement budget for Fiscal year 2012 to provide for required expenditures for personnel services, contractual services, operating supplies, equipment and capital projects; and

**WHEREAS**, a review of the operations to date indicates that for accounting purposes, budget revisions and adjustments are necessary to be in budgetary compliance in several areas of the general operating budgets, all as indicated on the financial schedule attached hereto and made a part hereof;

General Operating Budget

Increase in Revenues – General Fund	\$700,000
Increase in Revenue – Lake Vista Comm. Ctr.	\$ 9,000
Increase in Revenue – New Basin Canal	<u>\$ 87,000</u>
Total Increase in Revenue to FY 2012 Budget	<u>\$796,000</u>
Increase in Expenditures – General Fund	\$300,113
Increase in Expenditures – Lake Vista Comm. Ctr.	\$ 900
Increase in Expenditures – Orleans Marina	\$ 1,960
Increase in Expenditures – South Shore Harbor	\$271,040
Increase in Expenditures – Airport	\$216,987
Increase in Expenditures – New Basin Canal	<u>\$ 5,000</u>
Total Increase in Expenditures to FY 2012 Budget	<u>\$796,000</u>

**WHEREAS**, the foregoing adjustments are determined to reflect the projected operating requirements based on the latest revenue and expenditure estimates;

**BE IT HEREBY RESOLVED**, that the revisions to the Fiscal Year 2012 General Operating Budget are approved.

**AYES:** LUPO, HASSINGER, ERNST, BAUDY, BRIDGES, BRIEN, DUFRECHOU, TRASK, SAIZAN, CANTRELLE, DEROUEN

**NAYS:**

**ABSTAIN:**

**ABSENT:** HOFFMAN, HEATON

**RESOLUTION ADOPTED:** YES

**Motion No. 09-102011**

This motion is for two amendments to the Authority's By-Laws. The first amendment is to add Subsection E, Article 6, Section 6.1, the emergency provision giving the Executive Director authority to enter into a contract under an emergency circumstance. An emergency circumstance is defined in the public bid law and it must comply with any applicable law such as the public bid law provision and must be reported to the Chairman of the Finance Committee at the next meeting regarding the contract that was entered into.

The second amendment is to delete the provision in the original grant of authority for contractual authority under \$25,000. The amendment is to remove the requirement that the expenditure under a contract is authorized in the approved annual budget because this is hindering the Executive Director from entering into contracts. Airport projects have come up but were not in the approved budget so Mr. Capo had to delay the project to go before the Committee and Board which put a hindrance on the Authority as far as operating. With this amendment, the Executive Director will get approval of the Chairman or Vice-Chairman and report the contract to the Chairman of the Finance Committee. Chairman Lupo added that because of the aged infrastructure, sewer/water lines break which need immediate attention so this should streamline the process. The Authority saved money during the summer because of the drought as we did not cut the grass as much, but because the water table dropped it caused things such as the sewer line breaks.

Motion No. 09-102011 by Commissioner Hassinger, seconded by Commissioner Saizan was unanimously adopted to wit:

**MOTION:** 09-102011

**RESOLUTION:** 08-102011

**BY:** COMMISSIONER HASSINGER

**SECONDED BY:** COMMISSIONER SAIZAN

October 20, 2011

**RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority (the “Management Authority”) was established by Act 1014 of 2010 by the Louisiana Legislature, effective August 15, 2010, and is the governing authority of the non-flood assets of the Orleans Levee District (“District);

**WHEREAS**, the Authority is authorized by law to adopt by-laws, rules and regulations for the management of its affairs and the operation and governance of the non-flood assets of the Orleans Levee District;

**WHEREAS**, the Authority adopted By-Laws at its regularly scheduled monthly meeting in July of 2011;

**WHEREAS**, at the Legal Committee meeting held on September 8, 2011, two amendments to Article IV, Section 6(1) of the By-Laws were considered by the Committee that addressed the authority of the Executive Director to enter into contracts under \$25,000.00 and to enter into contracts in emergency situations;

**WHEREAS**, the Legal Committee unanimously voted to recommend approval of these amendments to the Management Authority;

**WHEREAS**, in accordance with Article X of the By-Laws notice was given to the members of the Management Authority of the proposed amendments, in writing, dated on September 29, 2011, a copy of which is attached hereto; and,

**WHEREAS**, after consideration of the proposed amendment to Article IV, Section 6(1), adding Subsection (e) and amendment to Article IV, Section 6(1), Subsection(c), and the recommendation for approval by the Legal Committee, the Management Authority considers it to be in the best interest of the Management Authority to approve these amendments to the By-Laws.

**BE IT HEREBY RESOLVED**, that the Management Authority approves and hereby adopts the amendments to Article IV, Section 6(1) set forth in the notice issued on September 29, 2011 to the members of the Management Authority, a copy of which is attached to this Resolution.

**BE IT FURTHER RESOLVED**, that these amendments to the By-Laws shall be effective as of the date of the adoption of this Resolution.

**BE IT HEREBY FURTHER RESOLVED**, that the Management Authority hereby authorizes its Secretary to sign an amendment to the By-Laws as set forth above and file same in the records of the Management Authority.

**AYES:** LUPO, HASSINGER, ERNST, BAUDY, HEATON, BRIDGES, BRIEN, DUFRECHOU, TRASK, SAIZAN, CANTRELLE, DEROUEN

**NAYS:**

**ABSTAIN:**

**ABSENT:** HOFFMAN

**RESOLUTION ADOPTED:** YES

**Motion No. 10-102011**

This motion will authorize the Authority’s legal counsel to request an expedited opinion from the Attorney General of the State of Louisiana on the legal issue of whether members appointed under Section 2 of Act 1014 of 2010 have four (4) year terms or if their terms expire on January 1, 2012. This problem occurred when the legislation was enacted in 2010 where all members have 4 year terms. The members were confirmed under Section 2 of Act 1014 but that provision will expire January 1, 2012. Next year another section comes into play that establishes another 4 year term for the commissioners and outlines the commissioners to be appointed. Legal Committee Chairman Ernst recognized the problem which was heard in the August Legal Committee meeting and a recommendation came before the Board in September for an Attorney General’s opinion.

Chairman Lupo requested Mr. Metzger draft a letter requesting clarification on how the terms run with a copy of the resolution attached. Commissioner Heaton wanted clarification regarding the terms are on whether a member requires confirmation or not because some members require confirmation depending on who the appointing authority is. Chairman Lupo requested Mr. Metzger confer with Commissioner Heaton to make sure those concerns are contained in the letter.

Motion No. 10-102011 by Commissioner Ernst, seconded by Commissioner Hassinger was unanimously adopted to wit:

**MOTION:** 10-102011  
**RESOLUTION:** 09-102011  
**BY:** COMMISSIONER ERNST  
**SECONDED BY:** COMMISSIONER HASSINGER

October 20, 2011

**RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority (the "Management Authority") was established by Act 1014 of 2010 by the Louisiana Legislature, effective August 15, 2010, as the governing authority of the non-flood assets of the Orleans Levee District ("District") and is an agency of the State of Louisiana placed within the Louisiana Department of Transportation and Development, as provided under Title 36, Section 801.1 (A) of the Louisiana Revised Statutes;

**WHEREAS**, Section 2 of Act 1014 of 2010, in part, enacted Louisiana Revised Statutes, Title 38, Section 330.12(1), which provides in Section C for the appointment of the members of the Management Authority, and Sub-Section D(1) provides that members of the Authority shall serve a term of four years;

**WHEREAS**, Section 2 of Act 1014 of 2010 shall cease to be effective on January 1, 2012, as provided in Sub-Section 6(A) of Act 1014 of 2010;

**WHEREAS**, Section 4 of Act 1014 of 2010, in part, enacted and amended Louisiana Revised Statutes, Title 38, Section 330.12(1), which provides in Section C for the appointment of the members of the Management Authority and Sub-Section D(1) provides that members of the Authority shall serve a term of four years;

**WHEREAS**, Section 4 of Act 1014 of 2010 shall become effective on January 1, 2012, as provided in Sub-Section 6(B) of Act 1014 of 2010;

**WHEREAS**, the issue has arisen whether members appointed under Section 2 of Act 1014 of 2010 have four year terms or if their terms expire on January 1, 2012 the effective date of Section 4 of Act 1014 of 2010;

**WHEREAS**, the Management Authority desires to request a formal opinion from the Louisiana Attorney General on this issue of law;

**BE IT HEREBY RESOLVED**, that the Management Authority hereby authorizes its legal counsel to request an expedited opinion from the Attorney General of the State of Louisiana on the legal issue whether members appointed under Section 2 of Act 1014 of 2010 have four year terms or if their terms expire on January 1, 2012 the effective date of Section 4 of Act 1014 of 2010;

**BE IT HEREBY FURTHER RESOLVED**, that the Management Authority Chairman or Executive Director be and is hereby authorized to sign the any and all documents necessary to carry out the above.

**AYES:** LUPO, HASSINGER, ERNST, BAUDY, HEATON, BRIDGES, BRIEN, DUFRECHOU, TRASK, SAIZAN, CANTRELLE, DEROUEN

**NAYS:**

**ABSTAIN:**

**ABSENT:** HOFFMAN

**RESOLUTION ADOPTED:** YES

Mr. Capo advised of two additional items which a motion to amend the Agenda was needed. Commissioner Saizan offered a motion to amend the agenda, seconded by Commissioner Hassinger and unanimously adopted. Mr. Metzger advised that a motion

was needed followed by the motion being read, a second and then an opportunity for public comment before the vote is taken to add an item to the Agenda, which will require a unanimous vote.

**Motion No. 11-102011**

The Airport Terminal contract with Belou-Magner has commenced. Work on the project has begun and hazardous materials were discovered which were not addressed in the contract. These hazardous materials must be removed and rendered harmless before work can continue on the project. The Management Authority will need the services of a qualified environmental company to perform hazardous material testing, air quality monitoring and follow-up testing for lead paint and asbestos abatement. This resolution is for a supplemental agreement with Richard C. Lambert Consultants with a not to exceed fee of \$24,578 for services to be provided by Professional Safety Consultants, LLC.

A unanimous roll call vote was taken and approved to amend the agenda to add Motion No. 11-102011.

Mr. Alton Davis of Richard C. Lambert Consultants informed that the contractor found asbestos and/or hazardous materials. Professional Safety Consultants was contacted to test for hazardous materials along with testing that allowed development of a scope to create the hazard abatement plan to get that work done. Professional Safety Consultants will monitor the abatement and do air quality testing and material testing after the abatement to make sure that it has been done properly. The total amount is \$24,578 or which \$6,500 has already been paid. Mr. Davis suggested the contract be through Richard C. Lambert as Professional is a small firm and cannot wait for payment at the end of the job. RCL will pay Professional every other week and take reimbursement at the end of the abatement. This allows the project to move forward. The proposal for the remainder of the work is \$18,285. With the \$6,293, this comes to a total of \$24,578. A good portion of this is reimbursable by FEMA. We are pushing for everything except the fireproofing contained between the concrete floor and ceiling. FEMA has been reasonable. Mr. Davis met with FEMA at the building and provided drawings. There was no opposition with the exception of the central area because in a repair that area would not be removed. There is no question the other areas showed would be eligible for reimbursement. Testing may also be covered by FEMA funding.

Motion No. 11-102011 by Commissioner Saizan, seconded by Commissioner Hassinger was unanimously adopted to wit:

**MOTION:** 11-102011  
**RESOLUTION:** 10-102011  
**BY:** COMMISSIONER SAIZAN  
**SECONDED BY:** COMMISSIONER HASSINGER

October 20, 2011

**RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority (the "Management Authority") was established by Act 1014 of 2010 by the Louisiana Legislature effective August 15, 2010 and is the governing authority of the non-flood assets of the Orleans Levee District ("District"), and an agency of the State of Louisiana placed within the Louisiana Department of Transportation and Development as provided under Title 36, Section 801.1 (A) of the Louisiana Revised Statutes;

**WHEREAS**, the Management Authority is the successor of the former Board of Commissioners of the Orleans Levee District and of the Division of Administration, State of Louisiana, which previously managed the non-flood assets of the Orleans Levee District;

**WHEREAS**, the New Orleans Lakefront Airport ("Airport") is one of the non-flood assets of the District under the management and control of the Management Authority;

**WHEREAS**, the former Board of Commissioners of the Orleans Levee District and Richard C. Lambert Consultants, LLC, (“Consultant”) entered into an Agreement on the 26<sup>th</sup> day of May, 2006 for Consultant to provide professional services at the Airport, including in connection with the Administration or Terminal Building at the Airport (“Agreement”);

**WHEREAS**, the Agreement was extended on the 12<sup>th</sup> day of December, 2010, pursuant to Resolution 1-111810 of the Management Authority, through December 31, 2011;

**WHEREAS**, the Management Authority advertised for bids and awarded a contract in accordance with the provisions of the Louisiana Public Works Act for the reconstruction of the Interior of the Main Terminal at the Airport (the “Project”), which had been damaged by Hurricane Katrina in August of 2005, to BelouMagner Construction Company, for the price of \$7,095,000.00;

**WHEREAS**, pursuant to the Agreement, Consultant prepared the plans and specifications for the Project and is handling the construction administration for the Project;

**WHEREAS**, BelouMagner commenced work on the Project and discovered hazardous materials not addressed in the contract documents which must be removed and rendered harmless before work can continue on the Project;

**WHEREAS**, as part of the removal of said hazardous materials, hazardous material testing, was required and the Management Authority will need the services of a qualified environmental company to perform hazardous materials testing, air quality monitoring and follow-up testing for the lead paint and asbestos abatement;

**WHEREAS**, to expedite the removal of said hazardous materials, Consultant contracted with Professional Safety Consultants, LLC to provide these environmental testing services for a price not to exceed \$24,578.00;

**WHEREAS**, Consultant has requested reimbursement of the sum of \$24,578.00 to cover the costs associated with the services to be provided by Professional Safety Consultants, LLC;

**WHEREAS**, the Management Authority resolved that it is in the best interest of the Airport to approve a supplemental agreement with Richard C. Lambert Consultants, L.L.C. providing a Not to Exceed fee of \$24,578.00 to cover the costs associated with the services to be provided by Professional Safety Consultants, LLC.

**BE IT HEREBY RESOLVED**, that the Management Authority approves a Supplement Agreement with Richard C. Lambert Consultants, LLC providing a Not to Exceed fee of \$24,578.00 to cover the costs associated with the services to be provided by Professional Safety Consultants, LLC, with all other terms and conditions of the Agreement to remain the same.

**BE IT FURTHER RESOLVED**, that the Management Authority authorizes the Chairman or Executive Director to execute any and all documents necessary to carry out the above.

**AYES:** LUPO, HASSINGER, ERNST, HEATON, BRIDGES, BRIEN, DUFRECHOU, TRASK, SAIZAN, CANTRELLE, DEROUEN

**NAYS:**

**ABSTAIN:**

**ABSENT:** HOFFMAN, BAUDY

**RESOLUTION ADOPTED:** YES

### **Motion No. 12-102011**

Commissioner Saizan offered a motion to amend the agenda, seconded by Commissioner Hassinger and unanimously adopted to add Motion No. 12-102011 to the Agenda.

Motion No. 12-102011 addresses construction of the Bastian-Mitchell Hanger. Richard C. Lambert, engineering consultants, advised the Management Authority will need the service of a testing company to perform independent materials testing for the construction of the project. Three quotes for the testing work were received and the lowest responsive bid was submitted by Terra Con in the amount of \$49,691.25.

A unanimous roll call vote was taken to add Motion No. 12-102011 to the Agenda and was approved.

Mr. Davis informed that the Bastian-Mitchell Hanger project has a good deal of concrete and steel work which requires pile testing. Material testing has to be contracted by the owner. It cannot be done by the contractor because of conflict of interest. Four prices were obtained and Terra Con was the lowest responsive bid. It is recommended this contract be put in place now as they will do the test piles in the next three weeks and we need a testing company on site. Mr. Nelson added that concrete testing and testing of steel piles in the dynamic soils of southeast Louisiana is not something new. Since Hurricane Katrina FEMA has covered the cost of testing services all over the state. Chairman Lupo added this is important because lately projects in the New Orleans area included horrible concrete work. The concrete quality has been bad and piles are driven less than what is in the specs. This is the most important item addressed tonight.

Motion No. 12-102011 by Commissioner Saizan, seconded by Commissioner Hassinger was unanimously adopted to wit:

**MOTION: 12-102011**  
**RESOLUTION: 11-102011**  
**BY: COMMISSIONER SAIZAN**  
**SECONDED: COMMISSIONER HASSINGER**

October 20, 2011

#### **RESOLUTION**

**WHEREAS**, the Non-Flood Protection Asset Management Authority (“Management Authority”) was established by Act 1014 of 2010 by the Louisiana Legislature effective August 15, 2010 as the governing authority of the non-flood assets of Orleans Levee District (“District”) and is an agency of the State of Louisiana placed within the Louisiana Department of Transportation and Development, as provided under Title 36, Section 801.1 (A) of the Louisiana Revised Statutes;

**WHEREAS**, the New Orleans Lakefront Airport (“Airport”) is one of the non-flood assets of the District under the management and control of the Management Authority;

**WHEREAS**, the Management Authority advertised for bids in accordance with the provisions of the Louisiana Public Bid Law for the Bastian-Mitchell Hangar Replacement Project at the Airport (the “Project”), and a contract was awarded to the lowest responsible bidder, Walton Construction – a Core Company, L.L.C. for the price and sum of \$13,150,000;

**WHEREAS**, in connection with the work to be performed on the Project, the Management Authority was advised by its engineering consultant on the Project, Richard C. Lambert Consultants, LLC, that the Management Authority will need the services of a testing company to perform independent materials testing for the construction of the Project;

**WHEREAS**, the Management Authority obtained three quotes for the testing work and the lowest responsible quote was submitted by Southern Earth Science in the amount of \$51,940.00;

**WHEREAS**, the Management Authority resolved that it is in the best interest of the Airport to accept the bid and award a contract for these testing services to Southern Earth Science for the price and sum of \$51,940.00.

**BE IT HEREBY RESOLVED**, that the Management Authority accepts the bid and approves a contract for these testing services to Southern Earth Science for the price and sum of \$51,940.00; and,

**BE IT FURTHER RESOLVED**, that the Management Authority Chairman or Executive Director be and is hereby authorized to execute any and all documents necessary to accomplish the above.

**AYES: LUPO, HASSINGER, ERNST, HEATON, BRIDGES, BRIEN, DUFRECHOU, TRASK, SAIZAN, CANTRELLE, DEROUEN**

**NAYS:**  
**ABSTAIN:**

**ABSENT:       HOFFMAN, BAUDY**  
**RESOLUTION ADOPTED:     YES**

**PUBLIC COMMENTS**

Ms. Ann Duffy from the Lake Oaks Neighborhood Association addressed the four signs in the neighborhood which were very neat at the edge of the park by the curb near Lake Oaks before Hurricane Katrina. The signs are presently lopsided and very messy looking and they need to be replaced. The grass is cut and the park is neat but the signs make the park look messy. Commissioner Saizan advised that this issue will be addressed.

**NEXT BOARD MEETING**

Mr. Capo announced the next full Board meeting was scheduled for Thursday, November 17, 2011 at 5:30 p.m.

**ADJOURNMENT**

Commissioner Ernst offered a motion to adjourn, seconded by Commissioner Hassinger and unanimously adopted.

The meeting adjourned at 7:00 p.m.